



03-19-10

Express Mail No. EM 146 907 103 US

~~AAH~~ Application of: Rein *et al.*

Confirmation No.: 8812

Serial No.: 09/980,727

Group Art Unit: 1618

Filed: July 8, 2002

**For: METHOD FOR PRODUCING A WATER-INSOLUBLE  
AMORPHOUS OR PARTIALLY AMORPHOUS CONTROLLED-  
RELEASE MATRIX**

Attorney Docket No.: 11390-009

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated October 19, 2009 of the Primary Examiner finally rejecting claims 1, 5, 6, 10, 16-18 and 20-32 of the above-identified application.

The item(s) checked below are appropriate:

1.  An extension of time for responding to the final rejection for three month(s):  
 was filed on \_\_\_\_\_.  
 is submitted herewith.
  2.  A timely response to the final rejection has been filed.
  3.  A fee in the amount of **\$540.00** is:                           03/19/2010 MGE BREM1 00000028 503013 09980727  
 Required.   01 FC:1401                           540.00 DA  
 Not required (Fee paid in prior appeal).
  4.  Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$270.00** is:  
 Required.  
 Not required (Fee paid in prior appeal).
  5.  Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: March 18, 2010

Laura A. Coruzzi 30,742  
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